

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
MELBA LOZOYA-MENDOZA,)
)
Defendant.)

2:10-CR-372-PMP (RJJ)

PRELIMINARY ORDER OF FORFEITURE

This Court finds that on February 14, 2011, defendant MELBA LOZOYA-MENDOZA pled guilty to Counts One and Two of a Two-Count Superseding Criminal Information charging her in Count One with Structuring Transactions to Avoid Reporting Requirements in violation of Title 31, United States Code, Sections 5313(a) and 5324(a)(3), and in Count Two with Possession with Intent to Distribute Methamphetamine in violation of Title 21, Sections 841(a)(1) and (b)(1)(A)(viii).

This Court finds defendant MELBA LOZOYA-MENDOZA agreed to the forfeiture of property set forth in Forfeiture Allegations of the Superseding Criminal Information.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegations of the Superseding Criminal Information and the offense to which defendant MELBA LOZOYA-MENDOZA pled guilty.

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...

1 The following assets are subject to forfeiture pursuant to Title 31, United States Code, Section
2 5317(c)(1); Title 21, United States Code, Section 853(a)(1), (a)(2), and (p):

3 \$167,332.81 in United States Currency ("property")

4 This Court finds the United States of America is now entitled to, and should, reduce the
5 aforementioned property to the possession of the United States of America.

6 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
7 United States of America should seize the aforementioned property.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
9 MELBA LOZOYA-MENDOZA in the aforementioned property is forfeited and is vested in the
10 United States of America and shall be safely held by the United States of America until further order
11 of the Court.

12 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
13 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
14 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state
15 the time under the applicable statute when a petition contesting the forfeiture must be filed, and state
16 the name and contact information for the government attorney to be served with the petition, pursuant
17 to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
19 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

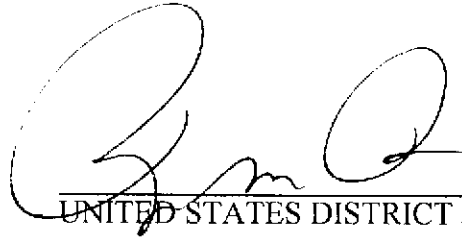
20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
21 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
22 following address at the time of filing:

23 Michael A. Humphreys
24 Assistant United States Attorney
25 Daniel D. Hollingsworth
26 Assistant United States Attorney
Lloyd D. George United States Courthouse
333 Las Vegas Boulevard South, Suite 5000
Las Vegas, Nevada 89101.

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
2 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
3 following publication of notice of seizure and intent to administratively forfeit the above-described
4 property.

5 DATED this 14th day of Feb., 2011.

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UNITED STATES DISTRICT JUDGE